

**UNITED STATES DISTRICT COURT**  
*Eastern District of Washington*

Toby J Masse

JUDGMENT IN A CIVIL CASE

v.

Eldon Vail, et al

CASE NUMBER: 08-CV-164-RHW

- ☐ **Jury Verdict.** This action came before the Court for a trial by jury. The issues have been tried and the jury has rendered its verdict.
- ☒ **Decision by Court.** This action came to hearing before the Court. The issues have been heard and a decision has been rendered.

IT IS ORDERED AND ADJUDGED this action is DISMISSED with prejudice for failure to state a claim upon which relief may be granted under 28 U.S.C. §§ 1915A(b)(1) and 1915(e)(2).

January 8, 2009

*Date*

JAMES R. LARSEN

*Clerk*

s/ Vikki Johnson

*(By) Deputy Clerk*

Vikki Johnson